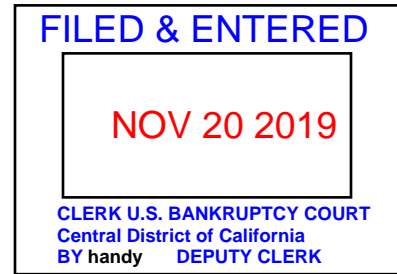


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UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA - NORTHERN DIVISION

In re:

HVI CAT CANYON, INC.,
Debtor.

Case No. 9:19-bk-11573-MB

Chapter 11

**ORDER DENYING DEBTOR'S MOTION
PURSUANT TO 11 U.S.C. §§ 105, 361, 362
AND 363 APPROVING USE OF CASH
COLLATERAL, PROVIDING
ADEQUATE PROTECTION AND
SETTING FINAL HEARING PURSUANT
TO BANKRUPTCY RULE 4001 [CASE
DOCKET 11]**

Upon consideration of the motion (the "Motion") dated July 30, 2019 of the Debtor and Debtor in Possession, in the above-referenced chapter 11 case for entry of an order, pursuant to 11 U.S.C. §§ 105, 361, 362 and 363, authorizing the Debtor's use of cash collateral ("Cash Collateral"), subject to the liens and security interests of Debtor's prepetition secured creditors, UBS AG, London

Branch (“UBS”) and GLR, LLC (“GLR”, and together with UBS, the “Secured Lenders”), providing adequate protection to Secured Lenders for Debtor’s use of Cash Collateral; and upon all responses to the Debtor’s use of cash collateral; and upon the evidentiary hearing on the Motion having been held before this Court on October 3–4, 2019 (“Cash Collateral Hearing”); and upon all testimony and documents admitted into evidence at the Cash Collateral Hearing; and upon the findings of fact and conclusions of law made by the Court on the record at the Cash Collateral Hearing, which findings and conclusions are incorporated herein by reference;

IT IS HEREBY ORDERED AS FOLLOWS:

1. Debtor’s request pursuant to the Motion to use cash collateral is **DENIED** for the reasons set forth at the Cash Collateral Hearing;

2. Having considered a suggestion to appoint a Chapter 11 trustee *sua sponte*, and the Court having determined such is not appropriate with notice and a hearing, and good cause appearing to shorten notice, this Court directs any parties filing a motion to appoint a Chapter 11 trustee (“Trustee Motions”) to file the motion and any evidence in support of the motion by October 7, 2019;

3. This Court shall hold an expedited hearing on October 18, 2019 at 8:30 a.m. to consider any Trustee Motions timely filed; and

4. This Court shall hold a telephonic hearing on October 8, 2019 at 11:00 a.m. to consider any agreed order for consensual use of cash collateral during the interim period through this Court’s consideration of the Trustee Motions.

###

Date: November 20, 2019



Martin R Barash
United States Bankruptcy Judge

Agreed as to form only:

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